



COLORADO
Department of
Regulatory Agencies

**2015 Departmental Regulatory Agenda
Submitted November 1, 2014**



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Division of Banking					
Banking	CB 101.52 - Risk -based Capital Definitions and Adequacy	11-103-201, C.R.S.	Amend rules to address minimum capital requirements and risk-based capital to conform to the federal banking agencies.	Spring, 2015	State and Nationally chartered banks
Banking	Programs subject to additional/final Dodd-Frank requirements	11-101-101 through 11-109- 907, C.R.S.	Revise Division rules when comparable federal rules are promulgated by the federal bank regulators, pursuant to the Dodd-Frank Act.	Summer, 2015	State chartered banks, money transmitters, trust departments and trust companies



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Division of Insurance (DOI)					
Insurance -- Compliance	Revision to Reg. 1-1-3 -- Concerning Rules Governing the Filing of Declaratory Judgment Petitions with the Colorado Insurance Commissioner	CRS 10-1-109 and 24-4-105(11)	Update regulation and process	Winter, 2014	Public -- positive affect -- clearer processes for request for declaratory orders
Insurance -- Producer Licensing	Revision to Reg. 1-2-1 -- Concerning Agent Fiduciary Responsibilities	CRS 10-1-109, 10-2-104, 10-2-704, 10-3-1110, and 15-1-101 et seq.	Update regulation	Summer, 2015	Insurance Producers and Agencies
Insurance -- Producer Licensing and Corporate Affairs	Revision to Reg. 1-2-6 -- Concerning Reinsurance Intermediaries	CRS 10-1-109, 10-2-104, 10-2-912, 10-2-1101	Update regulation - may not need substantive changes but updating for format.	Summer, 2015	Producers and agencies which solicit, negotiate, or place reinsurance cessions or retroactive cessions on behalf of a ceding insurer [10-2-902, C.R.S.)
Insurance -- Life and Health Consumer Affairs and Producer Licensing	Revision to Reg. 1-2-17 -- Concerning Standard Compensation Disclosure for Health Insurance Producers	CRS 10-1-109,10-16-133	Update regulation	Spring, 2015	Consumers- including small business health insurance producers



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Insurance -- Licensing and Investigations	Revision to Reg. 1-2-18 -- Use of Senior-Specific Certification and Professional Designations in the Sale of Life Insurance and Annuities	CRS 10-1-109, 10-3-1110, 10-3-1104, and 10-3-1110	Update regulation; incorporate most recent NAIC standards and requirements	Spring, 2015	Consumers - including, in particular, senior citizens and insurance producers
Insurance -- Corporate Affairs	Revision to Reg. 2-1-9 -- Concerning the Licensure of Limited Services Licensed Provider Networks	CRS 10-1-109, 6-18-302(1)(b), 10-1-108(13)(a), 10-16-109	Update regulation; address issues brought by HCPF with Medicaid licensure requirements for providers and provider entities	Summer, 2015	Health providers, health insurance companies, Medicaid Program
Insurance -- Property and Casualty Consumer Affairs	Revision to Reg. 2-1-10 -- Concerning Motor Vehicle Self- Insurance	CRS 10-1-109, 42-7-501, 10-4-601.5,	Update regulation	Summer, 2015	Owners of fleet vehicles
Insurance -- Financial Affairs and Financial Exams	Revision to Reg. 3-1-1 -- Concerning Fidelity Bond Requirements	CRS 10-1-109, 10-6-129, 10-14-505, 10-16-109	Update regulation - ensure standards meet NAIC accreditation requirements	Spring, 2015	Insurance Companies



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Insurance -- Actuarial, and Rates and Forms	Revision to Reg. 3-1-3 -- Concerning Actuarial Opinions	CRS 10-1-109, 10- 5-117, 10-6-129, 10-16-109	Update regulation - ensure standards meet NAIC accreditation requirements and address issues which have arisen in rate filings	Fall, 2015	Insurance Companies and Actuaries
Insurance -- Financial Affairs	Revision to Reg. 3-1-4 -- Concerning Annual Audited Financial Reports	CRS 10-1-109, 10- 1-203, 10-3-109, 10-3-118, 10-3- 208, 10-5-117, 10- 6-114, 10-6-129. 10-14-505, 10-16- 109, 10-16-111, 8- 45-112	Update regulation - ensure standards meet NAIC accreditation requirements	Fall, 2015	Insurance Companies and CPAs
Insurance -- Actuarial	Revision to Reg. 3-1-8 -- Concerning Actuarial Opinions and Memorandums for Life Companies	CRS 10-1-108(7), 10-1-109, 10-7- 114. 10-14-505	Update regulation - ensure standards meet NAIC accreditation requirements	Fall, 2015	Life Insurance Companies and Actuaries



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Insurance -- Financial Affairs	Revision to Reg. 3-1-13 -- Disclosure of Material Transactions	CRS 10-1-109, 10- 6-114, 10-6-129, 10-14-505, 10-16- 109	Update regulation - ensure standards meet NAIC accreditation requirements	Fall, 2015	Domestic (CO) insurance companies, risk retention groups, fraternal benefit societies
Insurance -- Financial Affairs	Revision to Reg. 3-1-16 -- Custodial Agreements and Use of Clearing Corporations	CRS 10-1-109, 10- 3-1203(2), 10-6- 129, 10-14-505, 10- 16-109	Update regulation - ensure standards meet NAIC accreditation requirements	Fall, 2015	Domestic (CO) insurance companies, risk retention groups, fraternal benefit societies, HMO's, Pinnacol, pre- paid dental carriers
Insurance -- Financial Affairs	Revision to Reg. 3-2-4 -- Concerning Participation Loans	CRS 10-1-109, 10- 6-129, 10-14-505, 10-16-109, 10-16- 109	Update regulation - ensure standards meet NAIC accreditation requirements	Fall, 2015	Domestic (CO) insurance companies, risk retention groups, fraternal benefit societies, HMO's, med-surgical and health service corporations
Insurance -- Financial Affairs	Revision to Reg. 3-3-3 -- Concerning Credit for Reinsurance	CRS 10-1-109, 10- 3-118(6), 10-3- 529(4), 10-6-129, 10-14-505, 10-16- 109	Update regulation - ensure standards meet NAIC accreditation requirements	Nov., 2014	All Domestic (CO) Insurance companies



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Insurance -- Financial Affairs	Revision to Reg. 3-3-4 -- Concerning Life and Health Reinsurance Agreements	CRS 10-1-109, 10- 3-118(6), 10-3- 529(4), 10-3-1110, 10-6-129, 10-14- 505, 10-16-109	Update regulation - ensure standards meet NAIC accreditation requirements	Fall, 2015	Domestic (CO) Life Insurance Companies, HMO's, fraternal health insurers, property and casualty insurers (with regard to their health offerings)
Insurance -- Financial Affairs	Revision to Reg. 3-3-5 -- Concerning Property and Casualty Reinsurance Programs	CRS 10-1-109, 10- 3-118(6), 10-3- 529(4), 10-6-129, 8-44-205, 24-10- 115.5, 24-10-115.5, 29-13-102	Update regulation - ensure standards meet NAIC accreditation requirements	Fall, 2015	Domestic (CO) property and casualty insurers, title insurers, captive insurers, Pinnacol, and self-insured pools
Insurance -- Financial Affairs	Revision to Reg. 3-4-1 -- Concerning the Holding Company System	CRS 10-1-109, 10- 3-808	Update regulation - ensure consistency with NAIC model regulations.	Nov., 2014	Domestic (CO) insurers, including captives, fraternal benefit societies, HMOs, pre-paid dental organizations, non-profit hospital and medical insurers, title insurers



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Insurance -- Title	Substantial revision to Reg. 3-5-1 including separating the single regulation into 5 separate regulations: Rate and Fee Filing, Consumer Protections, Fiduciary Standards, Standards of Conduct, Licensing,	CRS 10-1-109, 10-2-104, 10-4-404, 10-11-118, 10-11-124, 10-11-102, 10-2-401, 38-35-125, 10-4-403, 10-11-108, 10-11-116, 10-11-106, 10-3-1108 and federal law.	Separate discrete issues into stand-alone regulations and update regulation	Summer, 2015	Title producers and companies
Insurance -- Title	Revision to Reg. 3-5-2 -- Concerning Title Insurer Assessment	CRS 110-1-109, 10-3-207, 10-11-102 and 10-3-1108	Update regulation	Summer, 2015	Title producers and companies
Insurance -- Actuarial and Life, Accident and Health Consumer Affairs	Revision to Reg. 4-1-1 -- Concerning Variable Annuity Contracts	CRS 10-1-109, 10-7-405(1)	Update regulation - to ensure consistency with NAIC model statutes, regulations, and requirements.	Summer, 2015	Life insurers and fraternal benefit societies. May involve Division of Securities to the extent it overlaps with their requirements.



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Insurance -- Actuarial and Life and Health Consumer Affairs	Revision to Reg. 4-1-3 -- Concerning Variable Life Insurance	CRS 10-1-109, 10- 7-405(1)	Update regulation - ensure consistency with NAIC model statutes and regulations.	Summer, 2015	Life insurers and fraternal benefit societies.
Insurance -- Actuarial	Revision to Reg. 4-1-5 -- Permitting Same Minimum Nonforfeiture Standards for Men and Women under 1980 CSO and 1980 CET Mortality Tables	CRS 10-1-109, 10- 7-305.1(8)(f)	Update regulation to ensure consistency with NAIC model statutes and regulations.	Fall, 2015	Life insurers and fraternal benefit societies.
Insurance -- Actuarial	Revision to Reg. 4-1-6 -- Concerning Reserve Liabilities and Nonforfeiture Benefits	CRS 10-1-109, 10- 7-305.1(8)(f), 10-7- 309(1)(a)(III)	Update regulation to ensure consistency with NAIC model statutes and regulations.	Fall, 2015	Life insurers and fraternal benefit societies.



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Insurance -- Actuarial	Revision to Reg. 4-1-7 -- Recognizing a New Annuity Mortality Table for Use in Determining Liabilities for Annuities	CRS 10-1-109, 10-7-309(2)(a)	Update regulation to ensure consistency with NAIC model statutes and regulations.	Fall, 2015	Life insurers and fraternal benefit societies.
Insurance -- Actuarial and Life and Health Consumer Affairs	Revision to Reg. 4-1-8 -- Concerning the Disclosure Requirements for Life Insurance Illustrations	CRS 10-1-109, 10-3-1110(1)	Update regulation to ensure consistency with NAIC model statutes and regulations.	Fall, 2015	Life insurers
Insurance - Actuarial	Revision to Reg. 4-1-9 -- Concerning Valuation of Life Insurance Policies Model Regulation (Including the Introduction and Use of New Select Mortality Factors)	CRS 10-1-109, 10-7-313.7	Update regulation to ensure consistency with NAIC model statutes and regulations.	Fall, 2015	Life insurers and fraternal benefit societies.



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Insurance -- Actuarial	Revision to Reg. 4-1-10 -- Concerning Recognition of the 2001 CSO Mortality Table	CRS 10-1-109, 10-7-305.1(8)(f), 10-7-309(1)(a)(III)	Update regulation	Fall, 2015	Life insurers and fraternal benefit societies.
Insurance -- Actuarial	Revision to Reg. 4-1-13 -- Concerning Minimum Reserve Liabilities	CRS 10-1-109, 10-7-309(1)(a)(III)	Update regulation	Fall, 2015	Life insurers and fraternal benefit societies.
Insurance -- Life and Health Consumer Affairs	Revision to Reg. 4-2-6 -- Concerning the definition of the Term "Complications of Pregnancy" for Use in Accident and Health Insurance Contracts and Certificates	CRS 10-1-109, 10-16-104(2), 10-16-109, 10-3-1110	Update regulation	Summer, 2015	Health Insurers and HMOs



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Insurance -- Life and Health Rates and Forms and Consumer Affairs	Revision to Reg. 4-2-42 -- Concerning Essential Health Benefits	CRS 10-1-109, 10-16-103.4, 10-16-109	Update regulation to address federal requirements and changes to Essential Health Benefit package. Update to current federal requirements and anticipated requirements for 2016 plans being filed in mid 2015.	Spring, 2015	Health insurers , HMOs, consumers and medical service providers
Insurance -- Life and Health Rates and Forms and Consumer Affairs	New Reg. 4-2-52 -- Concerning Insurer Special Fee Assessments for the Colorado Health Benefit Exchange	CRS 10-1-109, 10-22-109(3)	New reg to establish process for assessment and collection of fees for Connect for Health CO. Follows repeal of similar assessment for Cover Colorado.	November, 2014	Health insurers, HMOs, excess (stop) loss carriers, small and large self funded employers



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Insurance -- Life and Health Consumers Affairs	New Reg. -- Wellness Programs	CRS 10-1-109, 10- 16-136	New regulation to establish requirements for wellness programs offered in conjunction with health benefit plans. To establish parameters and requirements for wellness programs. Anticipate consumer support.	Winter, 2014	Health insurers, wellness providers, consumers
Insurance -- Life and Health Rates and Forms	Revision to Reg. 4-3-1 -- Concerning Minimum Standards for Medicare Supplement Policies	CRS 10-1-108(8), 10-1-109 and Article 18 of Title 10	Update regulation to current federal requirements.	Spring, 2015	Medicare Supplement Carriers



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Insurance -- Property and Casualty Rates and Forms	Revision to Reg. 5-1-10 -- Concerning Rate and Rule Filing Submission Requirements for Property and Casualty	CRS 10-1-109,10-3- 1110, 10-4-110.7, 10-4-404, 10-4- 404.5 and 10-11- 118	Establish requirements for rate and rule filings for property and casualty insurance and potential remove reference to title insurance to be handled under revisions to Reg. 3-5- 1.	Spring, 2015	Property and Casualty Carriers



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Insurance -- Property and Casualty Consumer Affairs	Possible Repeal of Reg. 5-2-9 -- Concerning Personal Injury Protection Examination Program	CRS 10-1-109, 10-4-706(6)(a) [2002]	Possible repeal. Statute under which program was established and operated repealed in 2003. However, because statute conferred a "right" to the process for injured persons, we have been operating the program until the substantial majority of claimants have reached the end of benefits. There are, however a few persons who may have lifetime benefits who could still avail themselves of the program. However, we have not had an inquiry about the program in a year.	Summer, 2015	Private passenger automobile insurance carriers - Possible opposition from some (very limited number) of claimants who had lifetime benefits.



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Insurance -- Property and Casualty Consumer Affairs	New Reg. 5-2-17 -- Concerning Private Passenger Automobile Coverage Limitations	CRS 10-1-109, 10- 4-601(5)	New regulation to incorporate Division interpretations and judicial decisions	Winter, 2015	Private passenger auto carriers, and some consumer organizations.
Insurance -- Property and Casualty Rates and Forms and Consumer Affairs	Revision to Reg. 6-1-1 -- Concerning Limiting Coverage	CRS 10-1-108(8), 10-1-109	Proposed Reg. 5-2-17 addresses some of the issues in Reg. 6-1-1. May be able to repeal this regulation.	Summer, 2015	Property and Casualty Carriers
Insurance -- Market Regulation, Investigations and Licensing	Revision to Reg. 6-3-2 -- Concerning the Use of Independent Contractors for Informal Investigations and Appeal Process for Expenses	CRS 10-1-109, 10- 1-208, 24-4-106	Update regulation	Summer, 2015	Insurance carriers of all types, producers
Insurance -- Compliance	Revision to Reg. 6-4-1 -- Concerning Privacy of Consumer Financial and Health Information	CRS 10-1-109, 10- 5-117, 10-16-109, 10-16-401(4)(o)	Update regulation to current federal requirements and NAIC model standards	Winter, 2014.	Insurance carriers of all types and consumers



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Insurance -- Compliance	Revision to Reg. 6-4-2 -- Concerning Standards for Safeguarding Customer Information	CRS 10-1-109, 10-16-109, 10-16-401(4)(o)	Update regulation to current federal requirements and NAIC model standards	Winter, 2014.	Insurance carriers of all types and consumers
Insurance -- Licensing and Investigations	New Bail Bond Regulation on Forms	CRS 10-1-109, 10-2-705	New regulation setting out information required for bail bond forms required in a bail bond transaction.	Winter, 2014.	Bail Bond companies and bondsmen



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Division of Professions and Occupations					
Office of Acupuncture Licensure	Addition of any rules required to implement the 2013 acupuncture Sunset legislation	12-29.5-110(1)(a), C.R.S.	To implement the 2013 acupuncture Sunset legislation regarding administrative updates	Fall 2015	Consumers, applicants and licensed acupuncturists.
Office of Acupuncture Licensure	Board Rules 1, 2, 3, 4, 5, 6, 7, and 8.	12-29.5-110(1)(a), C.R.S.	Review Rules for grammar, accuracy, clarity and consistency in structure.	Fall 2015	Consumers, applicants and licensed acupuncturists.
Surgical Assistants/Technologist Registration Program	New rules concerning LOAs and LOCs	12.35.5-112(9)	Consistency with other programs, fair discipline	Spring 2015	Registered Surgical Assistants/Technologists
Naturopathic Doctor Registration Program	New rule regarding continued competency	12-37.3-108(1)(b) C.R.S.	Statute requires adoption of a rule regarding continued competency	Spring 2015	Naturopathic Doctors



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Naturopathic Doctor Registration Program	New rule regarding the definition of natural health care and services	12-37.3-102(9) C.R.S.	To clarify the definition of natural health care and services	Spring 2015	Naturopathic Doctors, Physicians, Nursing, Naturopaths, other healthcare providers
Naturopathic Doctor Registration Program	New rule regarding mandatory disclosures when caring for a child	12-37.3-105(2)(f) C.R.S.	To clarify mandatory disclosures when caring for a child	Spring 2015	Naturopathic Doctors
Naturopathic Doctor Registration Program	New rule regarding title protection	12-37.3-110(2) C.R.S.	To clarify title protection of Naturopathic Doctors	Spring 2015	Naturopathic Doctors
Pharmacy	Amend Board Rule 4.06.00	12-42.5-101, 12-42.5-105, 12-42.5-106, C.R.S.	To enable to public to identify by at least title every person working in a pharmacy	Fall 2015	Consumers, pharmacists and pharmacies



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Pharmacy	Amend Board Rule 6.00.00	12-42.5-101, 12-42.5-105, 12-42.5-106, C.R.S.	Incorporate advanced practice nurses with prescriptive authority as participants in drug therapy mgmt with pharmacists	Fall 2015	Consumers, pharmacists and nurse practitioners
Pharmacy	Amend Board Rule 12.00.00	12-42.5-101, 12-42.5-105, 12-42.5-106, C.R.S.	To exclude nuclear pharmacies from various provisions of Rule 21.00.00 governing compounding to meet current federal standards	Fall 2015	Nuclear pharmacies



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Pharmacy	Amend Board Rule 21.00.00	12-42.5-101, 12-42.5-105, 12-42.5-106, C.R.S.	To exclude nuclear pharmacies from various provisions of Rule 21.00.00 governing compounding to meet current federal standards	Fall 2015	Nuclear pharmacies
Office of Private Investigator Licensing	New rules establishing new program of mandatory licensing for Colorado Private Investigators	12-58.5-108(2)(a)	Establish new director-model program for licensing of Colorado Private Investigators	Early 2015	Private Investigators



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Colorado Podiatry Board	Board Rules 100, 110, 120, 130, 135, 140, 150, 200, 220, 230, 240, 280, 290, 400 and 700.	12-32-104(1)(a), C.R.S.	Review Rules for grammar, accuracy, clarity and consistency in structure. To also move all rules into one CCR. Currently each Rules exists in its own CCR: 3 CCR: 712-1, 712-2, 712-3, 712-4, 712-10, 712-15, 712-5, 712-6, 712-11, 712-12, 712-13, 712-8, and 712-9.	Fall 2015	Consumers, applicants, podiatrists and residents or fellows training in approved residency programs.



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Colorado Medical Board	Board Rules 100, 110, 120, 130, 140, 200, 210, 220, 260, 270, 280, 285, 290, 295, 300, 370, 380, 400, 410, 510, 520, 800, 900, 950	12-36-104(1)(a) and 24-4-103, C.R.S.	Open all Rules to move to one CCR. Currently each Rule is assigned its own CCR (for example Rule 100 is 3 CCR 713-17, Rule 120 is 3 CCR 713-22). While open, will review each rule for grammar, currency, accuracy, statutory precision, clarity and consistency in structure.	Summer 2015	Consumers, licensee, and employers.
Colorado Medical Board	Potential new rule	12-36-104(1)(a) and 24-4-103, C.R.S.	Address and clarify the practice of telehealth in Colorado	Summer 2015	Consumers, licensee, and employers.



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Office of Speech Language Pathology	Amend Board Rule 6	§ 12-43.7-106(2) and (4), C.R.S.	Address and clarify professional liability coverage requirements for public employees under the Colorado Governmental Immunity Act. 24-10- 101, C.R.S., et. seq.	Spring 2015	Consumers, and licensees
State Board of Nursing	Amend Board Rule Chapter 14	12-38-108(1)(d) and (j), 12-38- 111.5, and 12-38- 111.8, C.R.S.	To clarify competence requirements for reinstatement and endorsement.	Fall 2015 or early 2016	Consumers, licensee, and employers.
State Board of Nursing	Amend Board Rule Chapter 1	12-38-108(1)(b),(c) and (j); 12-38-110; 12-38-111; 12-38- 112; 12-38-112.5; and 12-38-118, C.R.S.	To clarify continued competence requirements for endorsement, reinstatement, and reactivation.	Summer or Fall 2015	Consumers, licensee, and employers.



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State Board of Nursing	Amend Board Rule Chapter 15	12-38-108(1)(j) and 12-38-111.6, C.R.S	Clean up rule title to be consistent, and to provide military and federal practice exemption for preceptor/mentor practice and endorsement routes.	Fall 2015 or early 2016	Consumers, licensee, and employers.
State Board of Nursing	Amend Board Rule Chapter 15	12-38-108(1)(j) and 12-38-111.6, C.R.S	Add scope section similar to Chapter 14 section 4	Fall 2015 or early 2016	Licensees and employers.
State Board of Nursing	Amend Board Rule Chapter 15	12-38-108(1)(j) and 12-38-111.6, C.R.S	Add section related to purchase and possession of schedule 2-5 narcotics	Fall 2015 or early 2016	Licensees and employers.
State Board of Nursing	Amend Board Rule Chapter 15	12-38-108(1)(j) and 12-38-111.6, C.R.S	Add section related to independent practice similar to Chapter 14 section 1.9	Fall 2015 or early 2016	Licensees and employers.



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State Board of Nursing	Amend Board Rule Chapter 15	12-38-108(1)(j) and 12-38-111.6, C.R.S	To clarify competence requirements for reinstatement and endorsement.	Fall 2015 or early 2016	Consumers, licensee, and employers.
Office of Athletic Trainer Registration	New rule regarding definition of "health care professional"	12-29.7-103, C.R.S.	To clarify statutory reference to this term, or otherwise further implement statute; and to standardize common terminology referenced in Athletic Trainers Practice Act.	Fall 2015	Consumers, athletic trainer registrants and applicants
Office of Massage Therapy Registration	Formatting change to Rule 5	12-35.5-108, 24-34-102(8)(d), and 24-34-105 , C.R.S.	Formatting change	Early 2015	Consumers, licensed massage therapists
Office of Massage Therapy Registration	Consider revising Rule 7 The Authorized Practice of Massage Therapy by a Person Not Licensed in Colorado	12-35.5-110(10)(c)(IV) , C.R.S.	Clarification regarding administrative process	Early 2015	Massage therapist applicants



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Office of Massage Therapy Registration	Consider revising Rule 9 Reporting Convictions, Judgments and Administrative Proceedings	12-35.5-111 (1)(i),(j), (m), and (n), C.R.S.	Clarification regarding reporting requirements.	Early 2015	Licensed massage therapists
Colorado Board of Chiropractic Examiners	Consider revising Rule 20 Termination of Practice upon Suspension, Relinquishment or Revocation	12-33-107(1)(a), C.R.S.	To address what to do if a chiropractor closes a practice or passes away	Early 2015	Consumers, licensed chiropractors
Colorado Board of Chiropractic Examiners	Consider revising Rule 13 Advertisement of Free or Discounted Services	12-33-107(1)(a), C.R.S. and 12-33- 117(3)(a), C.R.S.	To address pre-pay contracts vs. contracts in general-when patients should be released from these agreements	Early 2015	Consumers, licensed chiropractors
Colorado Board of Chiropractic Examiners	Consider revising Rule 6 Patient Assessment and Electrotherapy/Physical Remedial Measures	12-33-107(1)(a), C.R.S. and 12-33- 102(1) and (3), C.R.S.	Clarification on authority requirements for physiotherapy vs. electrotherapy	Early 2015	Consumers, licensed chiropractors



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Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Colorado Board of Chiropractic Examiners	Consider revising Rule 8 Continuing Education	12-33-116, C.R.S.	Consider requiring certain continuing education hours be completed through specific organizations, and consider adding a requirement for a certain amount of CE hours to include a course in regulatory education	Early 2015	Consumers, licensed chiropractors, continuing education providers
Colorado Board of Chiropractic Examiners	Consider revising Rule 7 Scope of Practice and/or possible addition of a new rule	12-33-107(1)(a), C.R.S.	Consider revisions to current Rule 7 and/or addition of a new rule to further clarify/limit the scope of practice for chiropractors.	Early 2015	Consumers, licensed chiropractors



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Office of Occupation Therapy Licensure	Revision to Rules 1-11 to include renumbering and combining some existing rules. Addition of rule for continuing competency, record-keeping, address change requirement, creation of rule for inactive status, and liability insurance.	12-40.5-112, 12-40.5-109.3, 12-10.5-114.7, C.R.S.	Current rules 1-4 can be combined into one rule as rule 10 for OTAs. The requirement for liability insurance in statute states that a rule must also be established. There are currently no rules to establish any requirements for record keeping or for OTs and OTAs to update their names and/or addresses by any specific time.	Early 2015	Consumers, licensees



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Board of Licensed Professional Counselor Examiners	Clean-up of statutory citations in all rules Revision to rule 18, 14 and creation of rule for auricular acudetox	12-43-221(2), 12- 43-228.5, 12-43- 605, C.R.S.	Rule 18 outlines the requirements for continuing professional competence. Clarification of the rule is necessary to establish that volunteer hours are not acceptable for license reinstatement. Rule 14 outlines licensure and supervision requirements. The board was interested in changing the supervised hour requirements necessary for licensure. Establish a rule for auricular acudetox	Spring 2015	Applicants, consumers, licensees



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Board of Psychologist Examiners	Clean-up of statutory citations in all rules Revision to rule 14 and creation of rule for auricular acudetox	12-43-221(2), 12- 43-228.5, 12-43- 605, C.R.S.	Rule 14 outlines licensure and supervision requirements. The board was interested in changing the supervised hour requirements necessary for licensure. Establish a rule for auricular acudetox	Spring 2015	Applicants, consumers, licensees



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Board of Social Work Examiners	Clean-up of statutory citations in all rules Revision to rule 18, 14 and creation of rule for auricular acudetox	12-43-221(2), 12- 43-228.5, 12-43- 404, C.R.S.	Rule 18 outlines the requirements for continuing professional competence. Clarification of the rule to establish that volunteer hours are not acceptable for license reinstatement. Clarify Rule 14 that outlines licensure and supervision requirements. Establish a rule for auricular acudetox.	Spring 2015	Applicants, consumers, licensees



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Board of Marriage and Family Therapist Examiners	Clean-up of statutory citations in all rules Revision to rule 18, 14 and creation of rule for auricular acudetox	12-43-221(2), 12- 43-228.5, 12-43- 504, C.R.S.	Rule 18 outlines the requirements for continuing professional competence. Clarification of the rule is necessary to establish that volunteer hours are not acceptable for license reinstatement. Rule 14 outlines licensure and supervision requirements and needs to be clarified. Establish a rule for auricular acudetox	Spring 2015	Applicants, consumers, licensees



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Board of Addiction Counselor Examiners	Clean-up of statutory citations in all rules. Revision to 18, 14 and create rule for auricular acudetox	12-43-221(2), 12- 43-228.5, 12-43- 804, C.R.S.	Rule 18 outlines the requirements for continuing professional competence. Clarification of the rule is necessary to establish that volunteer hours are not acceptable for license reinstatement. Rule 14 outlines licensure and supervision requirements and needs to be clarified. Establish a rule for auricular acudetox	Spring 2015	Applicants, consumers, licensees, OBH



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Board of Registered Psychotherapists	Clean-up of statutory citations in all rules	12-43-221(2), C.R.S.	Clean up of statutory citations.	Spring 2015	Applicants, consumers, licensees
Colorado Dental Board	Rule I concerning definitions, Rule II concerning Financial Responsibility Exemptions, Rule III concerning licensure requirements, Rule XI concerning laboratory work orders, Rule XII concerning denture construction by assistants, Rule XIII concerning application of local therapeutic agents, XIV concerning anesthesia, Rule XXIII concerning fining schedule, and Rule XXIV concerning use of lasers.	Section 12-35-107(1)(b), C.R.S.	Amend current rules I, II, III, XI, XII, XIII, and XIV, and create new rules XXIII and XXIV in order to implement HB14-1227 "Dental sunset bill".	Spring 2015	Consumers, applicants, licensed (includes expired, inactive, or retired) dental hygienists, licensed (includes expired, inactive, or retired) dentists, and dental hygienists and dentists not licensed but married to military personnel residing in Colorado.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Colorado Dental Board	Rule XVI concerning infection control.	Section 12-35-107(1)(b), C.R.S.	Amend current infection control rule now that there is a clear ground for discipline pursuant to section 12-35-129(1)(kk), C.R.S., as a result of HB14-1227.	Summer 2015	Consumers, licensed dental hygienists, and licensed dentists.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Colorado Dental Board	Rule IV concerning licensing presentation; Rule V concerning practice in education and research programs; Rule VI concerning treatment provider identification; Rule VII concerning patient records retention; Rule VIII concerning patient records in the custody of a dentist or dental hygienist; Rule IX concerning controlled substance record keeping requirements; Rule X concerning min standards for qualifications, training, and education for unlicensed personnel exposing patients to ionizing radiation; Rule XV concerning pediatric case management, and medical immobilization/protective stabilization; Rule XVII concerning advertising; Rule XVIII concerning protocol for	Section 12-35-107(1)(b), C.R.S.	Review remaining existing rules to determine whether or not they need to be amended, repealed or new rules added based on concerns with effectiveness, and current needs.	Summer 2015	Consumers, licensed dental hygienists, and licensed dentists.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
	<p>termination of practice upon revocation, relinquishment, or suspension for more than 90 days of dental license; Rule XIX concerning protocol upon suspension of dental license for less than 90 days (summary suspension and suspension of less than 90 days); Rule XX concerning compliance with Board subpoena; Rule XXI concerning declaratory orders; Rule XXII concerning practice monitor consultant guidelines; and potentially new rules to address ethics and prescribing opioids/ registering with Prescription Drug Monitoring Program (PDMP).</p>				



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
State Board of Veterinary Medicine	Rule II concerning licensure requirements, Rule III concerning veterinary medical ethics and code of conduct, and Rule VII concerning fining schedule.	Section 12-64-105(9)(j), C.R.S.	Review these current rules to determine whether or not they need to be amended based on concerns with effectiveness, and current needs.	Summer 2015	Consumers and licensed veterinarians.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
State Physical Therapy Board	Rule 201 concerning delegation of duties, Rule 204 concerning authorized practice of physical therapy by a person not licensed in Colorado, Rule 205 concerning licensing of non-accredited graduate physical therapist applicants, Rule 206 concerning licensure by endorsement for physical therapists, Rule 212 concerning inactive license status for physical therapists, Rule 303 concerning certification of foreign-trained physical therapist assistant graduates of non-accredited program, Rule 304 concerning certification by endorsement for physical therapist assistants, and Rule 305 concerning reinstatement of an expired certification for physical therapist assistants.	Section 12-41-103.6(2)(b), C.R.S.	Amend rules 201, 204, 205, 206, 212, 303, 304, and 305 based on current needs.	Spring 2015	Consumers, applicants, licensees, and certificate holders.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
State Physical Therapy Board	Rule 101 concerning licensure and certification requirements: credit for military experience; Rule 102 concerning approved examinations for licensing; Rule 209 concerning declaratory orders; Rule 210 concerning requirements for physical therapists to perform physical therapy on animals; Rule 214 concerning reporting criminal convictions, judgments, and administrative proceedings; Rule 301 concerning supervision required for physical therapist assistant practice; and Rule 302 concerning supervision of physical therapist assistants of others prohibited.	Section 12-41-103.6(2)(b), C.R.S.	Amend rules 101, 102, 209, 210, 214, 301, and 302 based on current needs.	Summer 2015	Consumers, applicants, licensees, certificate holders, and physical therapists and physical therapist's assistants not licensed but married to military personnel residing in Colorado.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Office of Hearing Aid Provider Licensure	Rule 1 concerning original licensure; Rule 2 concerning licensure by endorsement; Rule 3 concerning hearing aid provider trainees, apprentices, and associations; and Rule 4 concerning requirement for reinstatement.	Section 12-5.5-301(4), C.R.S.	Amend rules 1, 2, 3, and 4 to clarify section 12-5.5-202(1)(b), C.R.S, as it relates to issuing or denying a license within 60 days after the date the application is received.	Summer 2015	Applicants for licensure.
Office of Outfitters Registration	Amend/implement rules impacted by sunset legislation in 2014.	12-55.5-104(1)(a), C.R.S.	Rulemaking efforts have begun and will continue through 2015.	Early 2015	Consumers, licensees, Federal and State land permitting agencies, and the professional association
Office of Barber and Cosmetologist	Amend/implement rules impacted by sunset legislation in 2014.	12-8-108(1)(a), C.R.S.	The sunset bill is scheduled to be heard during the 2015 legislative session.	Fall 2015/Winter 2016	Consumers, licensees, public and private schools
Office of Funeral Homes & Crematories	amend/implement rules based on the 2015 sunset review process	12-54-410, C.R.S.	This program is scheduled for sunset review during the 2015 legislative session	Summer/Fall 2015	



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
State Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors	Revise rules in accordance with any changes in past sunset legislation	12-25-107(a) and (b), 12-25- 207(a), 12-25- 307(a) , C.R.S.	Revise rules in accordance with any changes in sunset legislation regarding address changes, responsible control, malpractice reporting, seal attributes, and duplicate wording.	Early 2015	Consumers, professional engineers, engineer interns, professional land surveyors, land surveyor interns, and architects
State Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors	Consider Revising Board Rule 5.1 regarding Electronic Signatures	Board Rule 5.1	Address due to licensee questions that may result in clarification in rule	Early 2015	Consumers, professional engineers, engineer interns, professional land surveyors, land surveyor interns, and architects
State Board of Licensure for Architects Professional Engineers	New Rule 4.8.2.1 (d) re adoption of ARE™	12-25-314(2)(a), C.R.S.	Adopt the ARE as the exam for ARCs as noted in statute	Early 2015	Consumers, architects



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
State Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors	New Rule within Board Rule 4.4	12-25-114, 12-25-214, and 12-25-314, C.R.S.	Consideration of US Residence/Experience requirements for licensure	Early 2015	Consumers, professional engineers, engineer interns, professional land surveyors, land surveyor interns, and architects
State Board of Licensure for Architects, Professional Engineers and Professional Land Surveyors	Various TBD	12-25-112(2)(a)(II), and 12-25-212(2)(a)(iii)	Consider rules revisions/deletions to reduce student EI/LSI application requirements to better align with new 1) testing windows established by the national examination administrator and 2) all other EI/LSI applicants	Early 2015	engineer interns, land surveyor interns
Electrical Board	Amend Existing Rule 2.2	12-23-104(a)	Include physical address to obtain NEC codebooks	Early 2015	Licensed electricians



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Electrical Board	Amend Existing Rule 3.0	12-23-104(a)	Remove language describing procedures for late registration of apprentices.	Early 2015	Electrical Contractors, apprentice electricians
Plumbing Board	Amend Existing Rule 2.3	12-58-104(1)(d) and (e)	Include physical address to obtain codebooks.	Early 2015	Licensed Plumbers
Plumbing Board	Amend Existing Rule 3.1	12-58-104(1)(d) and (e)	Remove language describing procedures for late registration of apprentices.	Early 2015	Plumbing Contractors, apprentice plumbers



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Public Utilities Commission					
Rail/Transit Safety	723-7-7002, 7201, 7203, and 7204 (Revisions)	Changes are necessary due to changes at the federal level.	Changes are needed to comply with similar changes made in the Manual on Uniform Traffic Control Devices. Other changes are to add clarity to processes and to make the rules more consistent with other fixed utility application rules.	Fall 2015	Railroads, railroad corporations, rail fixed guideway systems and those providing transportation by rail, and roadway authorities that have public highway-rail crossings in their jurisdiction.
Telecommunications	723-2 (Revisions and new)	Comprehensive statutory changes to section 40-15, C.R.S. resulting from HB14-1328, 1329, 1330 and 1331.	Modify existing telecom rules to implement new legislation that eliminated, reduced or otherwise redefined PUC oversight of telecom retail and wholesale products, services and related operations and programs.	Summer 2015	All telecom providers, 911 authorities/Public Safety Answering Points, telecom consumers.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Telecommunications	723-2-2130 - 2159 (Revisions and new)	401-15-201, et seq., C.R.S. Comprehensive statutory changes regarding emergency 911 resulting from HB14-1328, 1329, 1330 and 1331 and recent 911 events related to outages, routing diversity, contingency plans, Automatic Location Identification reliability and the need to upgrade to a Next Generation 911 network.	Recent statutory changes involving deregulation of certain technologies/services, 911 impacts from weather related and other disasters, reliability risks to existing 911 network system/vendor changes, and the availability of NG911 technology have created the need to comprehensively review and modify existing rules to ensure ongoing 911 basic emergency service reliability and the ability to upgrade to NG911 statewide.	Summer 2015	Basic Emergency Service Providers, telecom providers (wireline and wireless), 9-1-1 Authorities/Public Safety Answering Points, and citizens that place 9-1-1 communications



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Telecommunications	723-2-2460 - 2499 and 723-2-2840 - 2869 (Revisions and new)	40-15-502(2), C.R.S., update rules for Colorado High Cost Surcharge Mechanism generally for the triennial review and also as a result of the telecom reform pursuant to HB14-1328, 1329, 1330 and 1331.	Currently there is an on-going proceeding set to investigate and solicit comments regarding necessary changes to the high cost fund rules. When this proceeding is finished this rulemaking will include those proposed changes as well as changes needed to implement to transfer of funds no longer needed for support of voice services to the newly created broadband fund.	Winter 2015	All telecom providers of voice and broadband services and consumers of those products.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Electricity	723-3-3650 - 3668 (Revisions)	Changes are necessary due to on-going input from both the utilities and the solar community and the need for a consistent treatment of benefits and costs.	Changes are needed to the Renewable Energy Standard (RES) rules, including provisions governing net metering, cost recovery, the determination of the retail rate impact RES compliance plan filings and interconnections of distributed generation.	Fall 2015	Investor-owned electric utilities, customers of electricity, third-party providers of distributed generation (on-site solar).
Electricity and Gas	723-3-3008 and others (Revisions) 723-4-4008 and others (Revisions)	General statutory rulemaking authority.	Update incorporations by reference of federal rules and safety codes. General clean up outdated rules.	Fall 2015	Investor-owned electric and gas utilities.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Transportation	723-6 (New)	HB14-1031 added regulation of tows of vehicles over 10,000 lbs GVWR to the Commission's authority. 40-10.1-403, C.R.S.	HB14-1031 required that a Towing Task Force comprised of nine members be established to advise the PUC regarding rates for the towing of vehicles over 10,000 lbs Gross Vehicle Weight Rating.	Winter 2015	Towing carriers.
Transportation	723-6 (New)	40-10.1-608, C.R.S. creating a new authority for Transportation Network Companies.	This newly created statute requires the PUC to promulgate rules related to the regulation of Transportation Network Companies.	Summer 2015	Transportation Network Companies.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Gas Pipeline Safety	723-4 (Revisions and new)	40-2-155, C.R.S. and the adoption by reference of U.S.DOT Part 192.	Clarify existing Part 192 Distribution Integrity Management Program (DIMP) requirements for small operators; provide alternative form of compliance. Add requirement for owners of master metered or propane gas system to file an annual facility report. Add requirement for jurisdictional pipeline operators to telephonically report over-pressurization and certain outage events.	Fall 2015	Small (master meter and LPG) jurisdictional pipeline operators. All jurisdictional pipeline operators.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Gas Pipeline Safety	723-4 (Revisions)	Adoption of new U.S.DOT PHMSA rules.	Review rules to include new U.S.DOT PHMSA rules (49 C.F.R. Part 196); examine and streamline existing rules to more closely align with PUC practice and procedures.	Winter 2015	All jurisdictional pipeline operators.



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Division of Real Estate					
Real Estate/ Real Estate Commission	Licensing, continuing education and practice standard rules - new and revised	12-61-114(4), 12-61-114.5	rule review and revision of broker and subdivision rules, address practice deficiencies	Spring and Winter 2015	Real Estate Brokers, Subdivision Developers
Real Estate/Board of Mortgage Loan Originators	Licensing, continuing education and practice standards	12-61-902.5(2), 12-61-905(10), 12-61-905.1(3),	promulgate new rules and revise existing ones as necessary to implement new federal criteria	Summer and Winter 2015	Mortgage Loan Originators
Real Estate/Community Association Managers	Licensing, continuing education and practice standards	12-61-1002(2)	promulgate new rules necessary to implement HB13-1277	Throughout 2015	Community Association Managers, Homeowner Associations, Homeowners residing within common interest communities
Real Estate/Board of Real Estate Appraisers	Licensing, continuing education and practice standards	12-61-704	revise and promulgate rules as necessary to implement new licensing database and comply with federal criteria	Summer 2015	Real Estate Appraisers



Regulatory Agenda 2015

Division Board/Program	Proposed New Rules or Revisions to Existing Rules	Statutory or Other Basis	Purpose	Contemplated Schedule for Adoption	Persons/Parties Potentially Affected (Positively or Negatively)
Division of Securities					
Securities	Include failure to comply with FINRA fair practice and ethical conduct rules as meeting the definition of dishonest and unethical conduct under the Securities Act.	11-51-704, 11-51-410(1)(g)	Coordination of Division Rules with federal standards as is required by the Securities Act and investor protection	November-December 2014	Broker-Dealers and securities sales representatives
Securities	Require each individual licensed as a sales representative and investment adviser representative in this state to provide their current business email address to the Division.	11-51-704, 11-51-410(1)(g)	Enable the Division to communicate electronically with its licensees.	November-December 2014	Securities sales representatives and investment adviser representatives.